

REMARKS/ARGUMENTS

Claims 50, 51, 54, 58, 61, 62, 64, 67, 71, and 74 have been amended to correct informalities in accordance with the Examiner's suggestions, as has the specification. Claims 75-79 and 81-84 have been substantively amended. Claims 80 and 85 are canceled. No new matter has been added. Specifically, support for the amendments to claims 75 and 81 is found at the now canceled claims 80 and 85 and throughout the original specification.

SPECIFICATION

The Examiner has objected to the disclosure, and particularly to the priority claim, for an informality. The disclosure has been amended to substitute the priority claim suggested by the Examiner into the application at page 1.

CLAIM OBJECTIONS

Claims 50, 51, 54, 58, 61, 62, 64, 67, 71, 74, 75, 80 and 85 have been amended in accordance with the Examiner's suggestions to overcome the objections.

REJECTION UNDER 35 USC 102

The rejection of claims 48, 50-52, 54-56, 60, 62, 64, 65, 67-69, 73, 75, 79-81, 84 and 85 under 35 USC 102(b) as being anticipated by US patent no. 5,019,974 to Beckers is respectfully traversed and should be withdrawn. Beckers does not disclose each and every element of any of these claims.

Specifically, claim 48, 51 and 62 include an interface coupled between the processor and the physiological data monitor to at least isolate electrically the

physiological data monitor from the processor. Beckers is silent regarding such electrical isolation. Therefore, Beckers does not disclose or suggest such electrical isolation. As such, claims 48, 51 and 62 are fully patentable over Beckers and the rejection should be withdrawn.

Claim 52 is independently patentable over Beckers. Claim 52 further includes optical isolation. Beckers is silent regarding such optical isolation. Therefore, Beckers does not disclose or suggest such optical isolation. As such, claim 52 is fully patentable over Beckers and the rejection should be withdrawn.

Claims 64, 65, 67-69 and 73 depend, directly or indirectly, from the independent claims and are now believed to be allowable.

Claim 75, as now amended, recites a multimedia processor coupled to provide a visual signal to a display screen and an audio signal to an audio speaker, wherein the multimedia processor comprises a multiplayer. The Examiner previously relied upon processor 100 of Becker as meeting Applicant's multimedia processor. However, the processor 100 of Becker is only disclosed at column 9, lines 36-37 as being among "the common known microcontroller components". Claims 76-79 are allowable as being dependent on claim 75. Claim 81, as now amended, is allowable for the same reasons as claim 75, and claims 82-84 are allowable as being dependent from claim 81.

REJECTION UNDER 35 USC 103

Claims 57-59, 61, 70-72, 74, 76-78, 82 and 83 are rejected under 35 USC 103(a) as being unpatentable over Beckers in view of U.S. patent no. 5,678,571 to Brown. This rejection is respectfully traversed for the following reason. First, Applicants' invention is patentably distinct from that which is taught or suggested by any combination of Beckers and Brown. Specifically, claims 57-59, 61, 70-72, and 74 is allowable for at least the same reason as set forth above with respect

to claim 48, while claims 76-78, 82 and 83 are allowable for at least the same reason as set forth above with respect to claim 75.

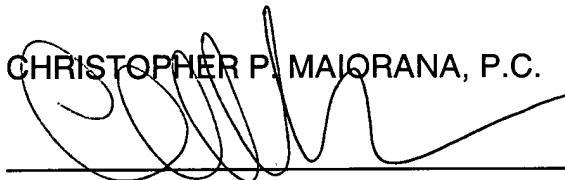
DOUBLE PATENTING

Applicant's representative will file Terminal disclaimers to U.S. patents nos. 5,601,435 and 6,144, 837 to obviate the rejections based on the judicially-created doctrine of obviousness-type double patenting. Such terminal disclaimers will be filed upon the indication of allowable subject matter.

In view of the above, it is respectfully submitted that the application is now in condition for allowance. The Examiner's reconsideration and further examination are respectfully requested.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 50-0451.

Respectfully submitted,


CHRISTOPHER P. MAIORANA, P.C.

Christopher P. Maiorana

Registration No. 42,829

Dated: September 5, 2006

c/o Sandeep Jaggi
Health Hero Network
2000 Seaport Blvd., Ste. 400
Redwood City, CA 94063

Docket No.: 03-0940 / 7553.00038